

Local Agency Formation Commission of  
Colusa County

Minutes

January 8, 2009

The Local Agency Formation Commission of Colusa County meets this 8<sup>th</sup> day of January 2009 at the hour of 3:00 PM. Commissioners Present: Brandon Ash, Kay Hosmer, Gary Evans, and Don Barker. Commissioners Absent: Tom Indrieri.

Present: John Benoit, Executive Officer.  
Scott Browne, Legal Counsel.  
Mary Winters, Public Member Alt.  
Alicia Draves, Commission Clerk.

Chairman Barker calls the meeting to order at 3:03 PM.

Chairman Barker declares time for public comment.

No comment being heard, Chairman Barker closes the period of public comment.

Chairman Barker declares time for approval of the Consent Agenda for payment of claims for December 2008.

It is moved by Commissioner Ash, seconded by Commissioner Evans to approve payment of claims for December 2008. Motion carried. All yes. Absent: Commissioner Indrieri.

Chairman Barker declares time for continued workshop and review of LAFCO's adopted Policies and Procedures.

Mr. Benoit states that the Commission will review Section 5, Incorporations, Formation, Provision of New Services by Districts, Consolidations, Dissolutions, and Disincorporations, Section 6, General Procedures, and Section 7, Amendments, noting that the changes previously discussed are highlighted in red.

5.1) Incorporation of Cities. No changes.

5.2) District Formation. No changes.

5.3) Provision of New Services by District. No changes.

5.4) Consolidations and Merger of Districts into Cities. No changes.

5.5) LAFCO Initiated Changes of Organization. No changes.

5.6) Disincorporations and Districts Dissolutions. No changes.

5.7) Reorganizations. No changes.

6.1) Applicant Responsible for Cost of Service. Mr. Benoit states that this has been added to ensure that all applicants are aware that they will be responsible for all costs associated with the processing of a proposal through LAFCO

6.2) Notice and Public Participation. No changes.

6.3) Application by Resolution Preferred. No changes.

6.4) Application Requirements. Mr. Benoit states that there have been the following additions to section 6.4:

6.4 c) The application shall also include an agreement to pay costs and indemnification. The agreement to pay costs and indemnification must be signed by the applicant for the application to be deemed complete.

6.4 d.) Where the application is by resolution of application from an agency, the application and related agreements must be signed by an authorized officer of the agency.

6.5) Reconsideration of LAFCO Decisions. No changes.

6.6.) Conducting Authority Proceedings. Mr. Benoit states that section a should read as follows:

a.) Waiver of Conducting Authority Proceedings. The Commission may waive final Conducting Authority proceedings and authorize the Executive Officer to file a Certificate of Completion upon approval of a change of organization or reorganization and satisfaction of all terms and conditions **and after the reconsideration period is over** pursuant to Government Code Section 56663 and 57200.

7.1) Amendments. No changes.

Commissioner Winters inquires if staff is certain that the newly adopted procedures are sustainable.

Mr. Browne states that there may still be items that are controversial. He further states that he and Mr. Benoit will put all of the policies together and the Commission will again go through the whole document, before the final adoption.

Chairman Barker declares time for discussion on the 2009 LAFCO meeting schedule.

It is moved by Commissioner Ash, seconded by Commissioner Evans to approve the 2009 meetings schedule. Motion carried. All yes. Absent: Commissioner Indrieri.

Chairman Barker declares time for discussion on the possible nomination for City representative to the Calafco Board of Directors.

Discussion is held; with Commissioner Hosmer stating she will speak with members of other rural Lafco's to see if someone would be willing to put a name up for nomination.

Chairman Barker declares time for discussion and authorization of payment of expenses for Kay Hosmer in her role as Calafco Board of Directors.

It is moved by Commissioner Evans, seconded by Commissioner Ash to authorize payment of expenses for Kay Hosmer in her role as Calafco Board of Director Member. Motion carried. All yes. Absent: Commissioner Indrieri.

Chairman Barker declares time for discussion and authorization of Staff and Counsel to attend the Calafco Staff Workshop April 29<sup>th</sup> through May 1<sup>st</sup>.

It is moved by Commissioner Evans, seconded by Commissioner Ash to attend the Calafco Staff Workshop. Motion carried. All yes. Absent: Commissioner Indrieri.

**Executive Officer's Report**

Mr. Benoit updates the Commission on the following MSR and SOI reports:

- Grimes Colusa County Waterworks Dist. #1
- Glenn Valley Water District
- Cortina Water District
- Reclamation Districts
- 4-M Water District
- LaGrand Water District
- Davis Water District
- Colusa County Water District

He reminds the Commission to turn in their Form 700 which is due in April.

**Commissioner Reports**

None.

Chairman Barker adjourns the meeting at 4:24 PM to reconvene in Regular Session on Thursday, February 5, 2008 at the hour of 3:00 PM.

Approved: \_\_\_\_\_  
Don Barker, Chairman

Attest: \_\_\_\_\_  
Alicia Draves, Commission Clerk